

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Sex Offender Registration Act is amended by  
5 changing Sections 2, 6, 7, and 8-5 as follows:

6 (730 ILCS 150/2) (from Ch. 38, par. 222)

7 (Text of Section after amendment by P.A. 95-579 and 95-625)

8 Sec. 2. Definitions.

9 (A) As used in this Article, "sex offender" means any  
10 person who is:

11 (1) charged pursuant to Illinois law, or any  
12 substantially similar federal, Uniform Code of Military  
13 Justice, sister state, or foreign country law, with a sex  
14 offense set forth in subsection (B) of this Section, ~~or~~ the  
15 attempt to commit an included sex offense, or conspiracy to  
16 commit an included sex offense and:

17 (a) is convicted of such offense, ~~or~~ an attempt to  
18 commit such offense, or conspiracy to commit such  
19 offense; or

20 (b) is found not guilty by reason of insanity of  
21 such offense, ~~or~~ an attempt to commit such offense, or  
22 conspiracy to commit such offense; or

23 (c) is found not guilty by reason of insanity

1           pursuant to Section 104-25(c) of the Code of Criminal  
2           Procedure of 1963 of such offense, ~~or~~ an attempt to  
3           commit such offense, or conspiracy to commit such  
4           offense; or

5           (d) is the subject of a finding not resulting in an  
6           acquittal at a hearing conducted pursuant to Section  
7           104-25(a) of the Code of Criminal Procedure of 1963 for  
8           the alleged commission or attempted commission of such  
9           offense, or conspiracy to commit such an offense; or

10          (e) is found not guilty by reason of insanity  
11          following a hearing conducted pursuant to a federal,  
12          Uniform Code of Military Justice, sister state, or  
13          foreign country law substantially similar to Section  
14          104-25(c) of the Code of Criminal Procedure of 1963 of  
15          such offense, ~~or~~ of the attempted commission of such  
16          offense or of conspiracy to commit such an offense; or

17          (f) is the subject of a finding not resulting in an  
18          acquittal at a hearing conducted pursuant to a federal,  
19          Uniform Code of Military Justice, sister state, or  
20          foreign country law substantially similar to Section  
21          104-25(a) of the Code of Criminal Procedure of 1963 for  
22          the alleged violation, ~~or~~ attempted commission of such  
23          offense or conspiracy to commit such an offense; or

24          (2) certified as a sexually dangerous person pursuant  
25          to the Illinois Sexually Dangerous Persons Act, or any  
26          substantially similar federal, Uniform Code of Military

1 Justice, sister state, or foreign country law; or

2 (3) subject to the provisions of Section 2 of the  
3 Interstate Agreements on Sexually Dangerous Persons Act;  
4 or

5 (4) found to be a sexually violent person pursuant to  
6 the Sexually Violent Persons Commitment Act or any  
7 substantially similar federal, Uniform Code of Military  
8 Justice, sister state, or foreign country law; or

9 (5) adjudicated a juvenile delinquent as the result of  
10 committing, ~~or~~ attempting to commit, or conspiring to  
11 commit an act which, if committed by an adult, would  
12 constitute any of the offenses specified in item (B), (C),  
13 or (C-5) of this Section or a violation of any  
14 substantially similar federal, Uniform Code of Military  
15 Justice, sister state, or foreign country law, or found  
16 guilty under Article V of the Juvenile Court Act of 1987 of  
17 committing, ~~or~~ attempting to commit, or conspiring to  
18 commit an act which, if committed by an adult, would  
19 constitute any of the offenses specified in item (B), (C),  
20 or (C-5) of this Section or a violation of any  
21 substantially similar federal, Uniform Code of Military  
22 Justice, sister state, or foreign country law.

23 Convictions that result from or are connected with the same  
24 act, or result from offenses committed at the same time, shall  
25 be counted for the purpose of this Article as one conviction.  
26 Any conviction set aside pursuant to law is not a conviction

1 for purposes of this Article.

2 For purposes of this Section, "convicted" shall have the  
3 same meaning as "adjudicated".

4 (B) As used in this Article, "sex offense" means:

5 (1) A violation of, an attempted violation of, or a  
6 conspiracy to commit a violation of any of the following  
7 Sections of the Criminal Code of 1961:

8 10-5.1 (luring of a minor, for a second or  
9 subsequent conviction),

10 11-20.1 (child pornography),

11 11-20.3 (aggravated child pornography),

12 11-6 (indecent solicitation of a child),

13 11-9.1 (sexual exploitation of a child),

14 11-9.2 (custodial sexual misconduct),

15 11-9.5 (sexual misconduct with a person with a  
16 disability),

17 11-15.1 (soliciting for a juvenile prostitute),

18 11-18.1 (patronizing a juvenile prostitute),

19 11-17.1 (keeping a place of juvenile  
20 prostitution),

21 11-19.1 (juvenile pimping),

22 11-19.2 (exploitation of a child),

23 12-13 (criminal sexual assault),

24 12-14 (aggravated criminal sexual assault),

25 12-14.1 (predatory criminal sexual assault of a  
26 child),

1           12-15 (criminal sexual abuse),  
2           12-16 (aggravated criminal sexual abuse),  
3           12-33 (ritualized abuse of a child),  
4           26-4 (unauthorized video recording and live video  
5           transmission, if the victim is under the age of 18).

6           ~~An attempt to commit any of these offenses.~~

7           (1.5) A violation of, an attempted violation of, or a  
8           conspiracy to commit a violation of any of the following  
9           Sections of the Criminal Code of 1961, when the victim is a  
10          person under 18 years of age, the defendant is not a parent  
11          of the victim, the offense was sexually motivated as  
12          defined in Section 10 of the Sex Offender Management Board  
13          Act, and the offense was committed on or after January 1,  
14          1996:

15                 10-1 (kidnapping),  
16                 10-2 (aggravated kidnapping),  
17                 10-3 (unlawful restraint),  
18                 10-3.1 (aggravated unlawful restraint).

19           (1.6) First degree murder under Section 9-1 of the  
20          Criminal Code of 1961, when the victim was a person under  
21          18 years of age and the defendant was at least 17 years of  
22          age at the time of the commission of the offense, the  
23          attempted commission of the offense, or the conspiracy to  
24          commit the offense, provided the offense was sexually  
25          motivated as defined in Section 10 of the Sex Offender  
26          Management Board Act.

1 (1.7) (Blank).

2 (1.8) A violation of, an ~~or~~ attempted violation of, or  
3 a conspiracy to commit a violation of Section 11-11 (sexual  
4 relations within families) of the Criminal Code of 1961,  
5 and the offense was committed on or after June 1, 1997.

6 (1.9) Child abduction under paragraph (10) of  
7 subsection (b) of Section 10-5 of the Criminal Code of 1961  
8 committed by luring, ~~or~~ attempting to lure, or conspiring  
9 to lure a child under the age of 16 into a motor vehicle,  
10 building, house trailer, or dwelling place without the  
11 consent of the parent or lawful custodian of the child for  
12 other than a lawful purpose and the offense was committed  
13 on or after January 1, 1998, provided the offense was  
14 sexually motivated as defined in Section 10 of the Sex  
15 Offender Management Board Act.

16 (1.10) A violation of, an ~~or~~ attempted violation of, or  
17 a conspiracy to commit a violation of any of the following  
18 Sections of the Criminal Code of 1961 when the offense was  
19 committed on or after July 1, 1999:

20 10-4 (forcible detention, if the victim is under 18  
21 years of age), provided the offense was sexually  
22 motivated as defined in Section 10 of the Sex Offender  
23 Management Board Act,

24 11-6.5 (indecent solicitation of an adult),

25 11-15 (soliciting for a prostitute, if the victim  
26 is under 18 years of age),

1           11-16 (pandering, if the victim is under 18 years  
2 of age),

3           11-18 (patronizing a prostitute, if the victim is  
4 under 18 years of age),

5           11-19 (pimping, if the victim is under 18 years of  
6 age).

7           (1.11) A violation or attempted violation of any of the  
8 following Sections of the Criminal Code of 1961 when the  
9 offense was committed on or after August 22, 2002:

10           11-9 (public indecency for a third or subsequent  
11 conviction).

12           (1.12) A violation of, an ~~or~~ attempted violation of, or  
13 a conspiracy to commit a violation of Section 5.1 of the  
14 Wrongs to Children Act (permitting sexual abuse) when the  
15 offense was committed on or after August 22, 2002.

16           (2) A violation of, an attempted violation of, or a  
17 conspiracy to commit a violation of any former law of this  
18 State substantially equivalent to any offense listed in  
19 subsection (B) of this Section.

20           (C) A conviction for an offense of federal law, Uniform  
21 Code of Military Justice, or the law of another state or a  
22 foreign country that is substantially equivalent to any offense  
23 listed in subsections (B), (C), and (E) of this Section shall  
24 constitute a conviction for the purpose of this Article. A  
25 finding or adjudication as a sexually dangerous person or a  
26 sexually violent person under any federal law, Uniform Code of

1 Military Justice, or the law of another state or foreign  
2 country that is substantially equivalent to the Sexually  
3 Dangerous Persons Act or the Sexually Violent Persons  
4 Commitment Act shall constitute an adjudication for the  
5 purposes of this Article.

6 (C-5) A person at least 17 years of age at the time of the  
7 commission of the offense who is convicted of first degree  
8 murder, attempted first degree murder, or conspiring to commit  
9 first degree murder under Section 9-1 of the Criminal Code of  
10 1961, against a person under 18 years of age, shall be required  
11 to register for natural life. A conviction for an offense of  
12 federal, Uniform Code of Military Justice, sister state, or  
13 foreign country law that is substantially equivalent to any  
14 offense listed in subsection (C-5) of this Section shall  
15 constitute a conviction for the purpose of this Article. This  
16 subsection (C-5) applies to a person who committed the offense  
17 before June 1, 1996 only if the person is incarcerated in an  
18 Illinois Department of Corrections facility on August 20, 2004  
19 (the effective date of Public Act 93-977).

20 (D) As used in this Article, "law enforcement agency having  
21 jurisdiction" means the Chief of Police in each of the  
22 municipalities in which the sex offender expects to reside,  
23 work, or attend school (1) upon his or her discharge, parole or  
24 release or (2) during the service of his or her sentence of  
25 probation or conditional discharge, or the Sheriff of the  
26 county, in the event no Police Chief exists or if the offender

1 intends to reside, work, or attend school in an unincorporated  
2 area. "Law enforcement agency having jurisdiction" includes  
3 the location where out-of-state students attend school and  
4 where out-of-state employees are employed or are otherwise  
5 required to register.

6 (D-1) As used in this Article, "supervising officer" means  
7 the assigned Illinois Department of Corrections parole agent or  
8 county probation officer.

9 (E) As used in this Article, "sexual predator" means any  
10 sex offender who is required to register for his or her natural  
11 life pursuant to Section 7 of this Act ~~person who, after July~~  
12 ~~1, 1999, is:~~

13 ~~(1) Convicted for an offense of federal, Uniform Code~~  
14 ~~of Military Justice, sister state, or foreign country law~~  
15 ~~that is substantially equivalent to any offense listed in~~  
16 ~~subsection (E) of this Section shall constitute a~~  
17 ~~conviction for the purpose of this Article. Convicted of a~~  
18 ~~violation or attempted violation of any of the following~~  
19 ~~Sections of the Criminal Code of 1961, if the conviction~~  
20 ~~occurred after July 1, 1999:~~

21 ~~11-17.1 (keeping a place of juvenile~~  
22 ~~prostitution),~~

23 ~~11-19.1 (juvenile pimping),~~

24 ~~11-19.2 (exploitation of a child),~~

25 ~~11-20.1 (child pornography),~~

26 ~~11-20.3 (aggravated child pornography),~~

1                   ~~12-13 (criminal sexual assault),~~  
2                   ~~12-14 (aggravated criminal sexual assault),~~  
3                   ~~12-14.1 (predatory criminal sexual assault of a~~  
4                   ~~child),~~  
5                   ~~12-16 (aggravated criminal sexual abuse),~~  
6                   ~~12-33 (ritualized abuse of a child); or~~  
7                   ~~(2) (blank); or~~  
8                   ~~(3) certified as a sexually dangerous person pursuant~~  
9                   ~~to the Sexually Dangerous Persons Act or any substantially~~  
10                   ~~similar federal, Uniform Code of Military Justice, sister~~  
11                   ~~state, or foreign country law; or~~  
12                   ~~(4) found to be a sexually violent person pursuant to~~  
13                   ~~the Sexually Violent Persons Commitment Act or any~~  
14                   ~~substantially similar federal, Uniform Code of Military~~  
15                   ~~Justice, sister state, or foreign country law;~~  
16                   ~~(5) convicted of a second or subsequent offense which~~  
17                   ~~requires registration pursuant to this Act. The conviction~~  
18                   ~~for the second or subsequent offense must have occurred~~  
19                   ~~after July 1, 1999. For purposes of this paragraph (5),~~  
20                   ~~"convicted" shall include a conviction under any~~  
21                   ~~substantially similar Illinois, federal, Uniform Code of~~  
22                   ~~Military Justice, sister state, or foreign country law; or~~  
23                   ~~(6) convicted of a second or subsequent offense of~~  
24                   ~~luring a minor under Section 10-5.1 of the Criminal Code of~~  
25                   ~~1961.~~

26                   (F) As used in this Article, "out-of-state student" means

1 any sex offender, as defined in this Section, or sexual  
2 predator who is enrolled in Illinois, on a full-time or  
3 part-time basis, in any public or private educational  
4 institution, including, but not limited to, any secondary  
5 school, trade or professional institution, or institution of  
6 higher learning.

7 (G) As used in this Article, "out-of-state employee" means  
8 any sex offender, as defined in this Section, or sexual  
9 predator who works in Illinois, regardless of whether the  
10 individual receives payment for services performed, for a  
11 period of time of 10 or more days or for an aggregate period of  
12 time of 30 or more days during any calendar year. Persons who  
13 operate motor vehicles in the State accrue one day of  
14 employment time for any portion of a day spent in Illinois.

15 (H) As used in this Article, "school" means any public or  
16 private educational institution, including, but not limited  
17 to, any elementary or secondary school, trade or professional  
18 institution, or institution of higher education.

19 (I) As used in this Article, "fixed residence" means any  
20 and all places that a sex offender resides for an aggregate  
21 period of time of 5 or more days in a calendar year.

22 (J) As used in this Article, "Internet protocol address"  
23 means the string of numbers by which a location on the Internet  
24 is identified by routers or other computers connected to the  
25 Internet.

26 (K) Notwithstanding any other rulemaking authority that

1 may exist, neither the Governor nor any agency or agency head  
2 under the jurisdiction of the Governor has any authority to  
3 make or promulgate rules to implement or enforce the provisions  
4 of this amendatory Act of the 95th General Assembly. If,  
5 however, the Governor believes that rules are necessary to  
6 implement or enforce the provisions of this amendatory Act of  
7 the 95th General Assembly, the Governor may suggest rules to  
8 the General Assembly by filing them with the Clerk of the House  
9 and the Secretary of the Senate and by requesting that the  
10 General Assembly authorize such rulemaking by law, enact those  
11 suggested rules into law, or take any other appropriate action  
12 in the General Assembly's discretion. Nothing contained in this  
13 amendatory Act of the 95th General Assembly shall be  
14 interpreted to grant rulemaking authority under any other  
15 Illinois statute where such authority is not otherwise  
16 explicitly given. For the purposes of this Section, "rules" is  
17 given the meaning contained in Section 1-70 of the Illinois  
18 Administrative Procedure Act, and "agency" and "agency head"  
19 are given the meanings contained in Sections 1-20 and 1-25 of  
20 the Illinois Administrative Procedure Act to the extent that  
21 such definitions apply to agencies or agency heads under the  
22 jurisdiction of the Governor.

23 (Source: P.A. 94-166, eff. 1-1-06; 94-168, eff. 1-1-06; 94-945,  
24 eff. 6-27-06; 94-1053, eff. 7-24-06; 95-331, eff. 8-21-07;  
25 95-579, eff. 6-1-08; 95-625, eff. 6-1-08; 95-658, eff.  
26 10-11-07; revised 11-19-07.)

1 (730 ILCS 150/6) (from Ch. 38, par. 226)

2 (Text of Section after amendment by P.A. 95-640)

3 Sec. 6. Duty to report; change of address, school, or  
4 employment; duty to inform.

5 (a) A person who has been adjudicated to be sexually  
6 dangerous or is a sexually violent person and is later  
7 released, or found to be no longer sexually dangerous or no  
8 longer a sexually violent person and discharged, or convicted  
9 of a violation of this Act after July 1, 2005, shall report in  
10 person to the law enforcement agency with whom he or she last  
11 registered no later than 90 days after the date of his or her  
12 last registration and every 90 days thereafter ~~and at such~~  
13 ~~other times at the request of the law enforcement agency not to~~  
14 ~~exceed 4 times a year.~~ Such sexually dangerous or sexually  
15 violent person must report all new or changed e-mail addresses,  
16 all new or changed instant messaging identities, all new or  
17 changed chat room identities, and all other new or changed  
18 Internet communications identities that the sexually dangerous  
19 or sexually violent person uses or plans to use, all new or  
20 changed Uniform Resource Locators (URLs) registered or used by  
21 the sexually dangerous or sexually violent person, and all new  
22 or changed blogs and other Internet sites maintained by the  
23 sexually dangerous or sexually violent person or to which the  
24 sexually dangerous or sexually violent person has uploaded any  
25 content or posted any messages or information.

1       (b) Any person who is required to register under this  
2 Article who was convicted of his or her sex offense prior to  
3 July 1, 2009, shall report in person to the law enforcement  
4 agency with whom he or she last registered within one year from  
5 the date of last registration and every year thereafter.

6       (c) Any person who is required to register under this  
7 Article who was convicted of his or her sex offense on or after  
8 July 1, 2009 and is required to register for a period of 15  
9 years under Section 7 of this Article shall report in person to  
10 the law enforcement agency with whom he or she last registered  
11 within one year from the date of last registration and every  
12 year thereafter.

13       (d) Any person who is required to register under this  
14 Article who was convicted of his or her sex offense on or after  
15 July 1, 2009 and is required to register for a period of his or  
16 her natural life under Section 7 of this Article shall report  
17 in person to the law enforcement agency with whom he or she  
18 last registered no later than 90 days after the date of his or  
19 her last registration and every 90 days thereafter.

20       (e) Any person who lacks a fixed residence must report  
21 weekly, in person, to the appropriate law enforcement agency  
22 where the sex offender is located. ~~Any other person who is~~  
23 ~~required to register under this Article shall report in person~~  
24 ~~to the appropriate law enforcement agency with whom he or she~~  
25 ~~last registered within one year from the date of last~~  
26 ~~registration and every year thereafter and at such other times~~

1 ~~at the request of the law enforcement agency not to exceed 4~~  
2 ~~times a year.~~ If any person required to register under this  
3 Article lacks a fixed residence or temporary domicile, he or  
4 she must notify, in person, the agency of jurisdiction of his  
5 or her last known address within 3 days after ceasing to have a  
6 fixed residence and if the offender leaves the last  
7 jurisdiction of residence, he or she, must within 3 days after  
8 leaving register in person with the new agency of jurisdiction.

9 (f) If any other person required to register under this  
10 Article changes his or her residence address, place of  
11 employment, or school, he or she shall report in person to the  
12 law enforcement agency with whom he or she last registered of  
13 his or her new address, change in employment, or school, all  
14 new or changed e-mail addresses, all new or changed instant  
15 messaging identities, all new or changed chat room identities,  
16 and all other new or changed Internet communications identities  
17 that the sex offender uses or plans to use, all new or changed  
18 Uniform Resource Locators (URLs) registered or used by the sex  
19 offender, and all new or changed blogs and other Internet sites  
20 maintained by the sex offender or to which the sex offender has  
21 uploaded any content or posted any messages or information, and  
22 register, in person, with the appropriate law enforcement  
23 agency within the time period specified in Section 3. The law  
24 enforcement agency shall, within 3 days of the reporting in  
25 person by the person required to register under this Article,  
26 notify the Department of State Police of the new place of

1 residence, change in employment, or school.

2 (g) If any person required to register under this Article  
3 intends to establish a residence or employment outside of the  
4 State of Illinois, at least 10 days before establishing that  
5 residence or employment, he or she shall report in person to  
6 the law enforcement agency with which he or she last registered  
7 of his or her out-of-state intended residence or employment.  
8 The law enforcement agency with which such person last  
9 registered shall, within 3 days after the reporting in person  
10 of the person required to register under this Article of an  
11 address or employment change, notify the Department of State  
12 Police. The Department of State Police shall forward such  
13 information to the out-of-state law enforcement agency having  
14 jurisdiction in the form and manner prescribed by the  
15 Department of State Police.

16 (h) Notwithstanding any other rulemaking authority that  
17 may exist, neither the Governor nor any agency or agency head  
18 under the jurisdiction of the Governor has any authority to  
19 make or promulgate rules to implement or enforce the provisions  
20 of this amendatory Act of the 95th General Assembly. If,  
21 however, the Governor believes that rules are necessary to  
22 implement or enforce the provisions of this amendatory Act of  
23 the 95th General Assembly, the Governor may suggest rules to  
24 the General Assembly by filing them with the Clerk of the House  
25 and the Secretary of the Senate and by requesting that the  
26 General Assembly authorize such rulemaking by law, enact those

1 suggested rules into law, or take any other appropriate action  
2 in the General Assembly's discretion. Nothing contained in this  
3 amendatory Act of the 95th General Assembly shall be  
4 interpreted to grant rulemaking authority under any other  
5 Illinois statute where such authority is not otherwise  
6 explicitly given. For the purposes of this Section, "rules" is  
7 given the meaning contained in Section 1-70 of the Illinois  
8 Administrative Procedure Act, and "agency" and "agency head"  
9 are given the meanings contained in Sections 1-20 and 1-25 of  
10 the Illinois Administrative Procedure Act to the extent that  
11 such definitions apply to agencies or agency heads under the  
12 jurisdiction of the Governor.

13 (Source: P.A. 94-166, eff. 1-1-06; 94-168, eff. 1-1-06; 95-229,  
14 eff. 8-16-07; 95-331, eff. 8-21-07; 95-640, eff. 6-1-08;  
15 revised 11-19-07.)

16 (730 ILCS 150/7) (from Ch. 38, par. 227)

17 (Text of Section after amendment by P.A. 95-513 and 95-640)

18 Sec. 7. Duration of registration.

19 (a) Lifetime registration period.

20 (1) A person who has been adjudicated to be sexually  
21 dangerous and is later released or found to be no longer  
22 sexually dangerous and discharged, shall register for the  
23 period of his or her natural life.

24 (2) A sexually violent person ~~or sexual predator~~ shall  
25 register for the period of his or her natural life after

1 conviction or adjudication if not confined to a penal  
2 institution, hospital, or other institution or facility,  
3 and if confined, for the period of his or her natural life  
4 after parole, discharge, or release from any such facility.

5 (3) A person who becomes subject to registration under  
6 this Article who has previously been subject to  
7 registration under this Article or under the Child Murderer  
8 and Violent Offender Against Youth Registration Act or  
9 similar registration requirements of other jurisdictions  
10 shall register for the period of his or her natural life if  
11 not confined to a penal institution, hospital, or other  
12 institution or facility, and if confined, for the period of  
13 his or her natural life after parole, discharge, or release  
14 from any such facility.

15 (4) A person convicted for violation of, an attempted  
16 violation of, or a conspiracy to commit a violation of any  
17 of the following Sections of the Criminal Code of 1961  
18 prior to July 1, 2009 shall register for the period of his  
19 or her natural life after conviction or adjudication if not  
20 confined to a penal institution, hospital, or other  
21 institution or facility, and if confined, for the period of  
22 his or her natural life after parole, discharge, or release  
23 from any such facility:

24 10-5.1 (luring of a minor, for a second or  
25 subsequent offense),

26 11-17.1 (keeping a place of juvenile

1           prostitution),

2           11-19.1 (juvenile pimping),

3           11-19.2 (exploitation of a child),

4           11-20.1 (child pornography),

5           11-20.3 (aggravated child pornography),

6           12-13 (criminal sexual assault),

7           12-14 (aggravated criminal sexual assault),

8           12-14.1 (predatory criminal sexual assault of a  
9           child),

10          12-16 (aggravated criminal sexual abuse),

11          12-33 (ritualized abuse of a child).

12          (5) A person convicted for violation of, an attempted  
13          violation of, or a conspiracy to commit a violation of any  
14          of the following Sections of the Criminal Code of 1961 on  
15          or after July 1, 2009 shall register for a period of his or  
16          her natural life after conviction or adjudication if not  
17          confined to a penal institution, hospital, or other  
18          institution or facility, and if confined, for the period of  
19          his or her natural life after parole, discharge, or release  
20          from any such facility:

21          10-5.1 (luring of a minor, for a second or  
22          subsequent conviction),

23          11-6 (indecent solicitation of a child),

24          11-9.1 (sexual exploitation of a child, for a  
25          second or subsequent offense or if the victim is under  
26          13 years of age),

1           11-9.5 (sexual misconduct with a person with a  
2           disability, if the victim is under 13 years of age),

3           11-11 (sexual relations within families, if the  
4           victim is under the age of 18),

5           11-15 (soliciting a prostitute, for a second or  
6           subsequent offense and the victim is under the age of  
7           18),

8           11-15.1 (soliciting a juvenile prostitute),

9           11-16 (pandering, if the victim is under the age of  
10          18),

11          11-17.1 (keeping a place of juvenile  
12          prostitution),

13          11-18 (patronizing a prostitute, if the victim is  
14          under the age of 18 and the conviction is a felony),

15          11-18.1 (patronizing a juvenile prostitute),

16          11-19 (pimping, if the victim is under the age of  
17          18 and the conviction is a felony),

18          11-19.1 (juvenile pimping),

19          11-19.2 (exploitation of a child),

20          11-20.1 (child pornography),

21          11-20.3 (aggravated child pornography),

22          12-13 (criminal sexual assault),

23          12-14 (aggravated criminal sexual assault),

24          12-14.1 (predatory criminal sexual assault of a  
25          child),

26          12-15(a) (1) (criminal sexual abuse),

1                   12-15(a)(2) (criminal sexual abuse),  
2                   12-16 (aggravated criminal sexual abuse),  
3                   12-33 (ritualized abuse of a child),  
4                   26-4 (unauthorized video recording and live video  
5                   transmission, if the victim is under the age of 18).

6                   (6) A person convicted for violation of, an attempted  
7                   violation of, or a conspiracy to commit a violation of any  
8                   of the following Sections of the Criminal Code of 1961 on  
9                   or after July 1, 2009 and the offense was sexually  
10                   motivated as defined in Section 10 of the Sex Offender  
11                   Management Board Act shall register for a period of his or  
12                   her natural life after conviction or adjudication if not  
13                   confined to a penal institution, hospital, or other  
14                   institution or facility, and if confined, for the period of  
15                   his or her natural life after parole, discharge, or release  
16                   from any such facility:

17                   9-1 (first degree murder, if the victim is under  
18                   the age of 18, the accused is over the age of 16),

19                   10-1 (kidnapping, if the victim is under the age of  
20                   18 and the accused is not a parent of the victim),

21                   10-2 (aggravated kidnapping, if the victim is  
22                   under the age of 18 and the accused is not a parent of  
23                   the victim),

24                   10-5 (child abduction, if committed by luring,  
25                   attempting to lure, or conspiring to lure a child under  
26                   the age of 16 into a motor vehicle, building, house

1 trailer, or dwelling place without the consent of the  
2 parent or lawful custodian of the child for other than  
3 a lawful purpose).

4 (b) Fifteen-year registration period.

5 (1) A person convicted for violation of, an attempted  
6 violation of, or a conspiracy to commit a violation of any  
7 of the following Sections of the Criminal Code of 1961 on  
8 or after July 1, 2009 shall register for a period of 15  
9 years after conviction or adjudication if not confined to a  
10 penal institution, hospital, or other institution or  
11 facility, and if confined, for the period of 15 years after  
12 parole, discharge, or release from any such facility:

13 10-4 (forcible detention, if the victim is under 18  
14 years of age),

15 11-6.5 (indecent solicitation of an adult),

16 11-9 (public indecency for a third or subsequent  
17 conviction),

18 11-9.1 (sexual exploitation of a child, for a first  
19 offense if the victim is over the age of 12),

20 11-9.5 (sexual misconduct with a person with a  
21 disability, if the victim is over the age of 12),

22 11-9.2 (custodial sexual misconduct),

23 11-11 (sexual relations within families, if the  
24 victim is over the age of 18),

25 11-15 (soliciting a prostitute, if the victim is  
26 under the age of 18 and the offense is a misdemeanor),

1           11-18 (patronizing a prostitute, if the victim is  
2           under the age of 18 and the offense is a misdemeanor),

3           11-19 (pimping, if the victim is under the age of  
4           18 and the offense is a misdemeanor),

5           12-15(b) (criminal sexual abuse),

6           12-15(c) (criminal sexual abuse).

7           (2) A person convicted for violation of, an attempted  
8           violation of, or a conspiracy to commit a violation of any  
9           of the following Sections of the Criminal Code of 1961 on  
10           or after July 1, 2009 and the offense was sexually  
11           motivated as defined in Section 10 of the Sex Offender  
12           Management Board Act shall register for a period of 15  
13           years after conviction or adjudication if not confined to a  
14           penal institution, hospital, or other institution or  
15           facility, and if confined, for the period of 15 years after  
16           parole, discharge, or release from any such facility:

17           10-3 (unlawful restraint, if the victim is under  
18           the age of 18 and the accused is not a parent of the  
19           victim),

20           10-3.1 (aggravated unlawful restraint, if the  
21           victim is under 18 years of age and the accused is not  
22           a parent of the victim).

23           (3) A person convicted for violation of, an attempted  
24           violation of, or a conspiracy to commit a violation of  
25           Section 5.1 (permitting sexual abuse of a child) of the  
26           Wrongs to Children Act on or after July 1, 2009 shall

1       register for a period of 15 years after conviction or  
2       adjudication if not confined to a penal institution,  
3       hospital, or other institution or facility, and if  
4       confined, for the period of 15 years after parole,  
5       discharge, or release from any such facility.

6       (c) Any other person who is required to register under this  
7 Article shall be required to register for a period of 10 years  
8 after conviction or adjudication if not confined to a penal  
9 institution, hospital or any other institution or facility, and  
10 if confined, for a period of 10 years after parole, discharge  
11 or release from any such facility. This amendatory Act of the  
12 95th General Assembly shall not impact the registration term of  
13 any sex offender registered under this Act on its effective  
14 date.

15       (d) A sex offender who is allowed to leave a county, State,  
16 or federal facility for the purposes of work release,  
17 education, or overnight visitations shall be required to  
18 register within 3 days of beginning such a program. Liability  
19 for registration terminates at the expiration of 10 years from  
20 the date of conviction or adjudication if not confined to a  
21 penal institution, hospital or any other institution or  
22 facility and if confined, at the expiration of 10 years from  
23 the date of parole, discharge or release from any such  
24 facility, providing such person does not, during that period,  
25 again become liable to register under the provisions of this  
26 Article. Reconfinement due to a violation of parole or other

1 circumstances that relates to the original conviction or  
2 adjudication shall extend the period of registration to 10  
3 years after final parole, discharge, or release. Reconfinement  
4 due to a violation of parole or other circumstances that do not  
5 relate to the original conviction or adjudication shall toll  
6 the running of the balance of the 10-year period of  
7 registration, which shall not commence running until after  
8 final parole, discharge, or release. The Director of State  
9 Police, consistent with administrative rules, shall extend for  
10 10 years the registration period of any sex offender, as  
11 defined in Section 2 of this Act, who fails to comply with the  
12 provisions of this Article. The registration period for any sex  
13 offender who fails to comply with any provision of the Act  
14 shall extend the period of registration by 10 years beginning  
15 from the first date of registration after the violation. If the  
16 registration period is extended, the Department of State Police  
17 shall send a registered letter to the law enforcement agency  
18 where the sex offender resides within 3 days after the  
19 extension of the registration period. The sex offender shall  
20 report to that law enforcement agency and sign for that letter.  
21 One copy of that letter shall be kept on file with the law  
22 enforcement agency of the jurisdiction where the sex offender  
23 resides and one copy shall be returned to the Department of  
24 State Police.

25 (e) Notwithstanding any other rulemaking authority that  
26 may exist, neither the Governor nor any agency or agency head

1 under the jurisdiction of the Governor has any authority to  
2 make or promulgate rules to implement or enforce the provisions  
3 of this amendatory Act of the 95th General Assembly. If,  
4 however, the Governor believes that rules are necessary to  
5 implement or enforce the provisions of this amendatory Act of  
6 the 95th General Assembly, the Governor may suggest rules to  
7 the General Assembly by filing them with the Clerk of the House  
8 and the Secretary of the Senate and by requesting that the  
9 General Assembly authorize such rulemaking by law, enact those  
10 suggested rules into law, or take any other appropriate action  
11 in the General Assembly's discretion. Nothing contained in this  
12 amendatory Act of the 95th General Assembly shall be  
13 interpreted to grant rulemaking authority under any other  
14 Illinois statute where such authority is not otherwise  
15 explicitly given. For the purposes of this Section, "rules" is  
16 given the meaning contained in Section 1-70 of the Illinois  
17 Administrative Procedure Act, and "agency" and "agency head"  
18 are given the meanings contained in Sections 1-20 and 1-25 of  
19 the Illinois Administrative Procedure Act to the extent that  
20 such definitions apply to agencies or agency heads under the  
21 jurisdiction of the Governor.

22 (Source: P.A. 94-166, eff. 1-1-06; 94-168, eff. 1-1-06; 95-169,  
23 eff. 8-14-07; 95-331, eff. 8-21-07; 95-513, eff. 6-1-08;  
24 95-640, eff. 6-1-08; revised 11-19-07.)

1 (Text of Section after amendment by P.A. 95-579)

2 Sec. 8-5. Verification requirements.

3 (a) Address verification. The agency having jurisdiction  
4 shall verify the residential, employment, and school addresses  
5 ~~address~~ of sex offenders, as defined in Section 2 of this Act,  
6 ~~or sexual predators~~ required to register with their agency at  
7 least once per year. The verification must be documented in  
8 LEADS in the form and manner required by the Department of  
9 State Police. Verification of a residential address must occur  
10 in person by a law enforcement official. Verification of  
11 employment and school addresses may occur in any manner chosen  
12 by the law enforcement agency including but not limited to  
13 viewing pay stubs, school report cards, etc.

14 (a-5) Internet Protocol address verification. The agency  
15 having jurisdiction may verify the Internet protocol (IP)  
16 address of sex offenders, as defined in Section 2 of this Act,  
17 who are required to register with their agency under Section 3  
18 of this Act. A copy of any such verification must be sent to  
19 the Attorney General for entrance in the Illinois Cyber-crimes  
20 Location Database pursuant to Section 5-4-3.2 of the Unified  
21 Code of Corrections.

22 (b) Registration verification. The supervising officer  
23 shall, within 15 days of sentencing to probation or release  
24 from an Illinois Department of Corrections facility, contact  
25 the law enforcement agency in the jurisdiction in which the sex  
26 offender or sexual predator designated as his or her intended

1 residence and verify compliance with the requirements of this  
2 Act. Revocation proceedings shall be immediately commenced  
3 against a sex offender or sexual predator on probation, parole,  
4 or mandatory supervised release who fails to comply with the  
5 requirements of this Act.

6 (c) In an effort to ensure that sexual predators and sex  
7 offenders who fail to respond to address-verification attempts  
8 or who otherwise abscond from registration are located in a  
9 timely manner, the Department of State Police shall share  
10 information with local law enforcement agencies. The  
11 Department shall use analytical resources to assist local law  
12 enforcement agencies to determine the potential whereabouts of  
13 any sexual predator or sex offender who fails to respond to  
14 address-verification attempts or who otherwise absconds from  
15 registration. The Department shall review and analyze all  
16 available information concerning any such predator or offender  
17 who fails to respond to address-verification attempts or who  
18 otherwise absconds from registration and provide the  
19 information to local law enforcement agencies in order to  
20 assist the agencies in locating and apprehending the sexual  
21 predator or sex offender.

22 (d) Notwithstanding any other rulemaking authority that  
23 may exist, neither the Governor nor any agency or agency head  
24 under the jurisdiction of the Governor has any authority to  
25 make or promulgate rules to implement or enforce the provisions  
26 of this amendatory Act of the 95th General Assembly. If,

1 however, the Governor believes that rules are necessary to  
2 implement or enforce the provisions of this amendatory Act of  
3 the 95th General Assembly, the Governor may suggest rules to  
4 the General Assembly by filing them with the Clerk of the House  
5 and the Secretary of the Senate and by requesting that the  
6 General Assembly authorize such rulemaking by law, enact those  
7 suggested rules into law, or take any other appropriate action  
8 in the General Assembly's discretion. Nothing contained in this  
9 amendatory Act of the 95th General Assembly shall be  
10 interpreted to grant rulemaking authority under any other  
11 Illinois statute where such authority is not otherwise  
12 explicitly given. For the purposes of this Section, "rules" is  
13 given the meaning contained in Section 1-70 of the Illinois  
14 Administrative Procedure Act, and "agency" and "agency head"  
15 are given the meanings contained in Sections 1-20 and 1-25 of  
16 the Illinois Administrative Procedure Act to the extent that  
17 such definitions apply to agencies or agency heads under the  
18 jurisdiction of the Governor.

19 (Source: P.A. 94-988, eff. 1-1-07; 95-579, eff. 6-1-08.)

20 Section 99. Effective date. This Act takes effect January  
21 1, 2009.